

STATE OF HAWAII
REQUEST FOR EXEMPTION FROM CHAPTER 103F, HRS

TO: Chief Procurement Officer

FROM: Dept. of Human Services/Social Services Division/Support
Services Office
(Department/Division/Agency)

Pursuant to § 103F-101(a)(4), HRS, and Chapter 3-141, HAR, the Department requests a procurement exemption to purchase the following:

Description of health and human services:

\$108,000 is distributed to the various counties (see estimated cost below) to provide the following in accordance with Hawaii's federally approved state plan:

1. Training for CPS, Police, Deputy Attorney General, Prosecutors, Judges, Medical Examiners, Hospital/Health Professionals to improve the handling of child abuse and neglect cases especially those involved in civil and criminal proceedings.
2. Training to develop a pool of certified forensic nurse examiners in each county for child sexual and physical abuse investigations.
3. Establishment of at least one innovative pilot project that consists of the Judiciary, CPS, Police, Service Providers, and Guardians Ad Litem. The goal will be to develop a multi-agency model to improve the handling of child abuse and neglect cases and to increase the pool of trained Guardians Ad Litem.
4. Forums in each county to review state laws, rules, and procedures for handling child abuse and neglect cases and to recommend appropriate changes to the legislature and various state agencies.

The federal Children's Justice Act (CJA) provides grants to states to improve the investigation, prosecution, and judicial handling of cases of child abuse and neglect (CAN), particularly child sexual abuse and exploitation, in a manner that limits trauma to the child victim. This also includes the handling of child fatality cases in which CAN is suspected.

The Children's Justice Act Grant (CJA) requires that the federal funds go to a lead state agencies rather than private agencies. The Department of Human Services (DHS) has been designated by the Governor to be the lead state agency for this federal grant. CJA also requires states to maintain a statewide task force. Hawaii's statewide task force consists of 5 regional task forces (Oahu, Kauai, Maui County, East and West Hawaii). Taken together, these five task forces comprise Hawaii's statewide task force.

Name of Service Provider:	Estimated Cost:	Term of Contract:
Children's Justice Center (Oahu)	\$27,000.00 per year	From: Date of approval. To: 6/30/02 with the option to extend annually for as long as Hawaii funds the CJA task forces. Not to exceed 6/30/04
Maui County Children's Justice Committee	\$27,000.00 per year	
Kauai Children's Justice Committee	\$27,000.00 per year	
Friends of the Children's Justice Center of East Hawaii	\$13,500.00 per year	
Friends of the Children's Justice Center of West Hawaii	\$13,500.00 per year	

Explanation describing how procurement by competitive means is either not practicable or not advantageous to the State:

The Department distributes this grant money according to a federally approved plan. This plan includes providing CJA funding to regional task forces for Kauai, Oahu, Maui County, East Hawaii, and West Hawaii. These five task forces comprise Hawaii's statewide task force. The task forces must use this funding to implement the approved plan in their respective areas (see above). A statewide steering committee provides oversight.

The Department believes that competitive procurement is not practicable for the following reasons:

1. The scope of work is determined by a federally approved plan, which includes the role of the regional task forces.
2. The Kauai and Maui task forces are private non-profit agencies specifically incorporated to implement this federal program. The Oahu and the Big Island task forces have chosen to affiliate with the State's Children's Justice Centers for staff support and fiduciary services on their behalf. The Department has chosen to accept this array of service providers.
3. There is oversight on the use of the federal funding by a statewide steering committee and by the federal Department of Health and Human Services.

Details of the process or procedure to be followed in selecting the service provider to ensure maximum fair and open competition as practicable:

The Kauai and Maui task forces have incorporated specifically to assist the State in implementing this program, and the State finds this acceptable. The Oahu and Big Island task forces' affiliate with the State's Children's Justice Centers in their respective areas for staff support and fiduciary services that will allow them to implement this program in their respective areas, and the State finds this acceptable.

A description of the state agency's internal controls and approval requirements for the exempted procurement:

In consultation with the Department's Fiscal Management Office/Property and Procurement Staff and with the State Procurement Office as necessary, Purchase of Services (POS) staff determines the most appropriate procurement method or recommends that the Department request an exemption from procurement.

Recommendations and requests for exemptions are drafted by POS staff and reviewed and approved by the POS Supervisor, the Support Services Office Administrator, SSDA, and the Director.

The Department's POS staff will monitor the task forces and their umbrella agencies to ensure that they are meeting the requirements of this federal grant. This will consist of site visits, review of meeting minutes and expenditure reports, and oversight by the statewide steering committee.

A list of state agency personnel, by position title, who will be involved in the approval process and administration of the contract:

Suzanne Hull, POS Specialist
Dave Boerner, POS Supervisor
Jeanne Reinhart, Assistant Program Administrator
Marquis Miyauchi, Support Services Office Administrator
Patricia Synder, Social Services Division Administrator; and
Patricia Murakami, Acting Director

Direct questions to:

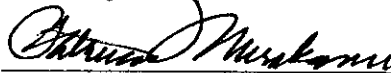
Phone Number:

Dave Boerner

586-5664

This exemption should be considered for list of exemptions attached to Chapter 3-141, HAR: Yes ☐ No ☒

I certify that the information provided above is to the best of my knowledge, true and correct.



12/11/02

Department/Agency Head

Date


Chief Procurement Officer's Comments:

Approval is from date of approval to 6/30/04

Please ensure adherence to applicable administrative requirements.

☒ Approved

☐ Denied

 12/16/02

Chief Procurement Officer

Date

cc: Administrator
State Procurement Office